

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:	)	<u>Group Art Unit: 2137</u>
	)	
Harald VATER <i>et al.</i>	)	<u>Examiner: Z. Davis</u>
	)	
Serial Number: 09/700,656	)	<i>Attorney Docket: VATE3001/BEU</i>
	)	
Filed: February 14, 2001	)	<u>Confirmation No.: 2137</u>

For: Access-Controlled Data Storage Medium

**REQUEST FOR RECONSIDERATION BASED ON NEW ISSUE AND EVIDENCE**  
**(Submitted Concurrently with Request for Continued Examination (RCE))**

Sir:

Reconsideration of the application is respectfully requested based on an argument which the Board of Appeals considered to be a “**new argument**” and therefore did not consider, as explained in the first complete paragraph on page 5 of the Decision on Request for Rehearing.

**New evidence**, in the form of a copy of provisional application Ser. No. 60/070,344, is attached hereto.

Remarks/Arguments begin on page 2 of this response.